



Early Journal Content on JSTOR, Free to Anyone in the World

This article is one of nearly 500,000 scholarly works digitized and made freely available to everyone in the world by JSTOR.

Known as the Early Journal Content, this set of works include research articles, news, letters, and other writings published in more than 200 of the oldest leading academic journals. The works date from the mid-seventeenth to the early twentieth centuries.

We encourage people to read and share the Early Journal Content openly and to tell others that this resource exists. People may post this content online or redistribute in any way for non-commercial purposes.

Read more about Early Journal Content at <http://about.jstor.org/participate-jstor/individuals/early-journal-content>.

JSTOR is a digital library of academic journals, books, and primary source objects. JSTOR helps people discover, use, and build upon a wide range of content through a powerful research and teaching platform, and preserves this content for future generations. JSTOR is part of ITHAKA, a not-for-profit organization that also includes Ithaka S+R and Portico. For more information about JSTOR, please contact support@jstor.org.

MICHIGAN LAW REVIEW

VOLUME XVI
1917-1918

UNIVERSITY OF MICHIGAN
LAW SCHOOL
ANN ARBOR, MICHIGAN
1918

COPYRIGHT, 1917-1918
By RALPH W. AIGLER, TRUSTEE

TABLE OF CONTENTS

ARTICLES

ADMISSION TO BAR— <i>Edwin C. Goddard</i>	217
BILL OF LADING AS COLLATERAL SECURITY UNDER FEDERAL LAWS— <i>Frederick Thulin</i>	402
BLASPHEMY, THE LAW OF— <i>R. W. Lee</i>	149
BRITISH WAR CABINETS— <i>John M. Fairlie</i>	471
CANAL CORPORATION IN COLORADO, THE STATE REGULATION OF THE— <i>Leonard P. Fox</i>	158
COLLATERAL SECURITY, THE BILL OF LADING AS, UNDER FEDERAL LAWS— <i>Frederick Thulin</i>	402
COMBINATION, NOT COMPETITION OF RAILROADS— <i>Blewett Lee</i>	496
CONDITIONAL LIMITATION, THE, HOW IT OPERATES— <i>Harold M. Bowman</i>	20
CORPORATE EARNINGS AS "GAINS, PROFITS AND INCOME," AS DEPENDING UPON THE TIME OF THEIR ACCRUAL— <i>Robert M. Drysdale and Maurice C. McGiffin</i>	232
DECLARATORY JUDGMENT, THE—A MODERN EVOLUTION IN REMEDIAL RIGHTS— <i>Edson R. Sunderland</i>	69
EQUITABLE SERVITUDES— <i>George L. Clark</i>	90
ESCROW, IS A CONTRACT NECESSARY TO CREATE AN EFFECTIVE— <i>Ralph W. Aigler</i>	569
ETHICS, LEGAL— <i>Clarence A. Lightner</i>	421
GERMAN LEGAL PHILOSOPHY— <i>John M. Zane</i>	287
INCOME, STOCK DIVIDENDS AS— <i>Robert E. More</i>	521
INTERNATIONAL LAW, SOURCES OF— <i>Charles G. Fenwick</i>	393
IS A CONTRACT NECESSARY TO CREATE AN EFFECTIVE ESCROW?— <i>Ralph W. Aigler</i>	569
JUDGMENT, THE DECLARATORY—A MODERN EVOLUTION IN REMEDIAL RIGHTS— <i>Edson R. Sunderland</i>	69
LAW OF BLASPHEMY— <i>R. W. Lee</i>	149
LAW, THE SOCIOLOGICAL INTERPRETATION OF— <i>Joseph H. Drake</i>	599
LAW, WAR AND— <i>Charles H. Hamill</i>	I
LEGAL ETHICS— <i>Clarence A. Lightner</i>	421
LEGAL PHILOSOPHY, GERMAN— <i>John M. Zane</i>	287
LOGIC V. COMMON SENSE IN PLEADING— <i>Nathan Isaacs</i>	589
MODERN EVOLUTION IN REMEDIAL RIGHTS—THE DECLARATORY JUDGMENT— <i>Edson R. Sunderland</i>	69
PLEADING, LOGIC V. COMMON SENSE IN— <i>Nathan Isaacs</i>	589
RAILROADS, COMBINATION, NOT COMPETITION OF— <i>Blewett Lee</i>	496
REMEDIAL RIGHTS, A MODERN EVOLUTION IN,—THE DECLARATORY JUDGMENT— <i>Edson R. Sunderland</i>	69
SERVITUDES, EQUITABLE— <i>George L. Clark</i>	90
SOCIOLOGICAL INTERPRETATION OF LAW, THE,— <i>Joseph H. Drake</i>	599
SOURCES OF INTERNATIONAL LAW— <i>Charles G. Fenwick</i>	393

STATE REGULATION OF THE CANAL CORPORATION IN COLORADO— <i>Leonard P. Fox</i>	158
STOCK DIVIDENDS AS INCOME— <i>Robert E. More</i>	521
WAR AND LAW— <i>Charles H. Hamill</i>	I
WAR CABINETS, BRITISH— <i>John M. Fairlie</i>	471

AUTHORS OF ARTICLES

Aigler, Ralph W.— <i>Is a Contract Necessary to Create an Effective Escrow</i>	569
Bowman, Harold M.— <i>How a Conditional Limitation Operates</i>	20
Clark, George L.— <i>Equitable Servitudes</i>	90
Drake, Joseph H.— <i>The Sociological Interpretation of Law</i>	599
Drysdale, Robert M. and McGiffin, Maurice C.— <i>Corporate Earnings as "Gains, Profits and Income," as Depending Upon the Time of Their Accrual</i>	232
Fairlie, John M.— <i>British War Cabinets</i>	471
Fenwick, Charles G.— <i>The Sources of International Law</i>	393
Fox, Leonard P.— <i>State Regulation of the Canal Corporation in Colorado</i>	158
Goddard, Edwin C.— <i>Admission to the Bar</i>	217
Hamill, Charles H.— <i>War and Law</i>	I
Isaacs, Nathan— <i>Logic v. Common Sense in Pleading</i>	589
Lightner, Clarence A.— <i>Legal Ethics</i>	421
Lee, Blewett— <i>Combination, Not Competition of Railroads</i>	496
Lee, R. W.— <i>The Law of Blasphemy</i>	149
McGiffin, Maurice C. and Drysdale, Robert M.— <i>Corporate Earnings as "Gains, Profits and Income," as Depending Upon the Time of Their Accrual</i>	232
More, Robert E.— <i>Stock Dividends as Income</i>	521
Sunderland, Edson R.— <i>A Modern Evolution in Remedial Rights,—The Declaratory Jurgment</i>	69
Thulin, Frederick— <i>The Bill of Lading as Collateral Security Under Federal Laws</i>	402
zane, John M.— <i>German Legal Philosophy</i>	287

SUBJECT INDEX

Subjects treated in articles are indicated thus: (art.). Other references are to NOTE AND COMMENT, and RECENT IMPORTANT DECISIONS.

ACTIONS—Privilege of Enemy Aliens to Maintain.....	621
ADMIRALTY—Meaning of “Shore”	120
ADOPTION—Right of Inheritance, Second Adoption	120
ALIEN ENEMY—Privilege of Enemy Aliens to Maintain Actions.....	621
Who is an Alien Enemy?.....	256
ANIMALS—Injuries by Animals at Large	190
ARMY AND NAVY—National Army Act and the Administration of the “Draft”	376
ATTORNEY AND CLIENT—Contracts Restricting Settlement by Client	631
ATTORNEYS—What Acts constitute Disobedience of Order of Sus- pension	40
BAILMENT—Artisan’s Lien, Selling Automobile Tires.....	544
BANKRUPTCY—Discharge, “Obtaining Property by False Pretenses”.	121
Dischargeability of Tort Judgment	441
False Representations to Commercial Agency as Bar to Dis- charge	544
Federal Bankruptcy Act and its Effect on State Insolvency Laws	540
Fraudulent Transfer of Property Barring Discharge.....	632
Preference, Meaning of “Insolvent”	41
Transfer no Bar to Discharge	631
When is a Preferential Transfer “Required” to be Recorded?...	258
When must Petitioning Creditors’ Claims be Provable?.....	633
BANKS—Alteration of Amount of Check, Space for Amount in Words Left Blank	121
BAR—Admission to the (art.)	217
BILL OF LADING—As Collateral Security Under Federal Laws (art.)	402
BILLS AND NOTES—Acceptance by Telegraph, Sufficiency of.....	546
Bona Fide Holder, Interdependent Agreements.....	442
Conditional Promise to Pay	634
Dishonor by Nonpayment, Marginal Memoranda for Partial Payments	384
Endorser’s Liability for Material Alteration	635
Negotiability, Provision for Extension of Time.....	122
BLASPHEMY—Devise to Company Organized for Purpose of Further- ing Atheism	190
The Law of (art.)	149
BRITISH WAR CABINETS (art.)	471
BROKERS—Authority in Writing, Sufficiency in Description of Land...	442
BUILDING RESTRICTIONS—Eminent Domain, Public Use	191
CANAL CORPORATION IN COLORADO—The State Regulation of the (art.)	158

CARRIERS—Carriage of Passengers, Creation of the Relation.....	43
Carriage of Passengers, Initial Carrier, Connections	546
Carriage of Passengers, Limited Ticket	122
Ownership not Basis of Freight Rates	636
Scope of Order of Interstate Commerce Commission Regulat- ing Intrastate Rates	41
Sufficiency of Notice of Loss of Goods	548
See also Interstate Commerce.	
CHARITIES—Purposes of Gift, Erection of Memorial	444
COLLATERAL ATTACK—On Judgment under Defective Petition....	650
COLLATERAL SECURITY—The Bill of Lading as, Under Federal Laws (art.)	402
COMBINATION—Not Competition of Railroads (art.)	496
COMPROMISE AND SETTLEMENT—What Constitutes?	445
CONDITIONAL LIMITATION—The, How it Operates (art.)	20
CONSTITUTIONAL LAW—Army and Navy, Freedom of the Press..	550
Attorney Fees Allowed to Successful Plaintiff Unconstitu- tional	637, 639
“Bone Dry” Act	386
Conscription Act of May 18, 1917, Validity of	42
Constitutional and Charter Provisions, Right of Women to Vote	125
Constitutionality of Segregation Ordinances	109
Due Process of Law, Carriage of State Officials by Railroads....	446
“Equal Protection of the Laws”, Costs	192
Police Power, Uniform State Grading Act	192
Right of Women to Vote	193
School Teachers’ Pension Fund	126
Seed Grain Law, Loans to Farmers	551
Taxation of Foreign Corporations, Privilege of Doing Domestic Business	127, 447
Taxation, Public Purpose	263
Trading Stamp Statutes	263, 447
CONTRACTS—Existing Legal Obligation as Consideration	640
Oral, Effectiveness of, within the Statute of Frauds	624
Performance of an Existing Obligation as Consideration for a Promise	128
Promise to Continue Salary of Employee Enlisting in Service....	640
Restriction upon Resale Price	127-129
“Right” to Break a Contract	106
CONVERSION—Electricity, Waiver of Tort	44
CORPORATE EARNINGS—As “Gains, Profits and Incomes” (art.)..	234
CORPORATIONS—Care Required of Corporate Directors	45
Foreign Corporations doing Busines within the State, Corporate Franchise Tax	264
Right of Corporation to Sue when Majority of Stockholders are Alien Enemies Living in Enemy Country	45
What Constitutes “Practicing Law”?.....	443

TABLE OF CONTENTS

vii

COVENANTS—Building Restrictions, Right to Benefit of	449
Restrictive, Construction of	658
Use for Residence Purposes Only	46
CRIMINAL LAW—Admissibility of Evidence of Other Offenses.....	552
Comments by Counsel, Failure to Produce Witnesses.....	194
Presumptions as to Character of Defendant	553
Self-Incrimination, Constitutional Provisions	265
Sufficiency of Indictment	130
What Constitutes "Public Trial"?	641
DAMAGES—Mitigation of Damages in Breach of Contract	536
Mitigation of Damages in Error in Transmission of Telegram..	195
Scope of the Doctrine of <i>Rylands v. Fletcher</i>	627
DEATH—Negligence of Beneficiary and Beneficiary's Husband as De-	
fense in Action Under Survival Act	47
DEDICATION—What Constitutes Acceptance?	449
DECLARATORY JUDGMENT—The, A Modern Evolution in Remedial	
Rights (art.)	69
DIVORCE—Effect upon Tenancy by Entireties	266
ELECTIONS—Ineligibility of Candidate Receiving Largest Vote.....	642
Women as Electors	643
EQUITABLE SERVITUDES—(art.)	90
ESCROW—Is a Contract Necessary to Create an Effective (art.).....	569
Oral Contract, Statute of Frauds	197
ESPIONAGE ACT—Seditious Publications Non-Mailable Matter...131,	387
ESTOPPEL—Interest After Acquired, Quit Claim Deeds	198
ETHICS—Legal (art.)	421
EVIDENCE—Competency of Witnesses in Criminal Trials in Federal	
Courts	387
Dying Declarations, Opinion Rule	267
View in a Foreign State	48
EXECUTION SALES—As Preferential Transfers in Bankruptcy.....	115
EXTRADITION—"Fugitive from Justice"	198
Persons in Custody	644
FISHING—Public Rights in Navigable Waters	131
Right of Fishing	37
FOOD—Liability for Sale to Third Parties	645
FRAUDS, STATUTE OF—Check as Part Payment	200
GERMAN LEGAL PHILOSOPHY—(art.)	287
GIFTS—Causa Mortis, Constructive Delivery of Automobile.....	48
Contingent Gifts and Incorporation by Reference	432
Right to Return of Engagement Ring	132
Substitutional Gifts to Classes.....	434
GRAND JURY—Men and Women	132
HABEAS CORPUS—Custody of Child Visiting	388
Defense of Realm	196
Release of Persons Convicted by False Testimony	200
HOMESTEAD—Validity of Contract for Sale, Intent of Statute.....	268

HOSPITALS—Liability for Servant's Torts as Violation of Contractual Duty	451
HUSBAND AND WIFE—Contracts of Married Woman	268
Husband's Liability for Wife's Torts	133
INCOME—Stock Dividends as (art.)	521
INCOME TAX—Alimony Not Income	201
Corporations, Internal Revenue	202
Royalties of Mines as Income	275
INDICTMENT AND INFORMATION—Amendment, Allegation as to Time	452
Sufficiency of Indictment	130
INHERITANCE TAX—Dower Subject to	276
INNKEEPERS—Implied Warranty, Liability for Personal Injury.....	202
INSURANCE—Death by Submarine as Accident	452
Color Blindness as Loss of Sight of Both Eyes.....	270
Death by Sunstroke as Accident	453
Health and Accident, Liability	454
Legality of Purpose for which Insured Goods to be Used.....	649
Policies as Assets in Bankruptcy	187
Proximate Cause not Within Terms of Policy.....	648
INJUNCTION—Negative Covenant	647
Restraining Use of Name and Picture	269
INTERNATIONAL LAW—Sources of (art.)	393
INTERSTATE COMMERCE—Employment in "Interstate Commerce".	549
Interstate Transportation of Intoxicating Liquors.....	549
Intrastate Rates	379
Liability for Failure to Deliver Interstate Telegram.....	123
Persons Subject to Federal Employers' Liability Act.....	385
Powers of States Over Commutation Rates	124
INTOXICATING LIQUORS—Construction of the Word "Home".....	271
JUDGMENT—The Declaratory, etc., (art.)	69
Collateral Attack of Defective Petition	650
JUDGMENTS—Power of U. S. Court to Enforce Against States.....	617
Vacation because of Unauthorized Appearance of Attorney....	650
JURISDICTION—Acquiring Jurisdiction in Garnishment Proceedings..	382
Acquiring Jurisdiction Without Personal Service, Seizure or Aid of Statute	184
Service out of the State	651
JUSTICE—"Anglo-Saxon" and "Teutonic" Standards of Justice.....	639
LANDLORD AND TENANT—Covenants Running With the Land....	49
Cropping Contract, Compensation	389
Effect of Change of Law Upon Obligation to Pay Rent.....	534
Eviction, Interference with Sub-Lessee	455
Implied Covenant of Fitness of Tenant	50
Ordinary Profits as Damages for Breach of Lease.....	652
What Constitutes Forcible Entry?	652

TABLE OF CONTENTS

ix

LAW SCHOOL	34
LAW—The Sociological Interpretation of (art.)	599
LAW—War and (art.)	I
LEASE—Vested Interest in, Not within Rule against Perpetuities.....	655
LEGAL ETHICS—(art.)	421
LEGAL PHILOSOPHY—German (art.)	287
LIBEL AND SLANDER—Privileged Communications	271
Qualified Interest, Privilege	203
LOGIC V. COMMON SENSE IN PLEADING—(art.)	589
MALICIOUS PROSECUTION—Absence of Arrest or Seizure of Property	653
Judicial Proceedings to Test Sanity	457
MASTER AND SERVANT—Liability for Injury to Third Person by Hired Chauffeur	553
Liability of Head of Family for Negligent Operation of Auto- mobile by Member of His Family	272
Wrongful Discharge, Doctrine of "Constructive Service".....	51
MODERN EVOLUTION IN REMEDIAL RIGHTS—The Declaratory Judgment	69
MORTGAGES—Effect of Foreclosure	204
Equitable Redemption After Foreclosure	112
MUNICIPAL CORPORATIONS—Traffic Ordinance	273
NEGLIGENCE—Liability of Occupier for Falling of a Cornice.....	205
Person Accompanying Purchaser into Store as Licensee of Invitee	458
Voluntary Undertaking, Degree of Care in.....	655
NUISANCE—Overhanging Trees	135
Undertaking Establishment	136
OBITUARY—Bradley Martin Thompson	33
OFFICERS—Liability of Public Officer for Loss of Private Funds En- trusted to His Keeping	114
Liability of State Treasurer for Interest on Funds	274
Recovery of Salary by De Jure Employee	389
PARENT AND CHILD—Question of Negligence of Parent for Jury...	554
PERPETUITIES—Vested Interest in Lease Not within Rule against Perpetuities	655
PLEADING—Logic and Common Sense in (art.)	589
PHYSICIAN AND SURGEON—Practicing Spiritualism Without License	53
POLICE POWER—Prohibiting Advertising on Walls and Buildings....	34
Power of State to Require Work on Roads	623
Power of U. S. Court to Enforce Judgments Against States....	617
PRINCIPAL AND AGENT—Authority of Traveling Salesman to Take Orders	459
PROPERTY—Unpatented Concepts	54
PROXIMATE CAUSE—Collision the P. C. of Loss by Theft.....	657

PUBLIC UTILITIES—Going-Concern Value in Rate Making.....	438
RAILROADS—Combination, Not Competition of (art.)	496
Injury Caused by Fire to Municipal Fireman.....	55
REMEDIAL RIGHTS—A Modern Evolution, The Declaratory Judg- ment (art.)	69
RESTRICTIVE COVENANTS—Construction of	658
ROADS—Power of the State to Require Work on	623
SALES—Implied Warranty in Sales of Food	555
Passing of Title in Sale for "Cash on Delivery".....	557
SCHOOLS—Prohibiting Attending Moving Picture Exhibitions	558
Support of Parochial Schools	559
SEAMEN—Is a Wireless Telegraph Operator a Seaman?.....	136
SERVITUDES—Equitable (art.)	90
SOCIOLOGICAL INTERPRETATION OF LAW—The (art.)	599
SOURCES OF INTERNATIONAL LAW—(art.)	393
SPECIFIC PERFORMANCE—Contract to Devise as Hardship on In- nocent Third Parties	55
Contract Unenforcible	206
STATE REGULATION OF THE CANAL CORPORATION IN COLORADO (art.)	158
STATUTE OF FRAUDS—Check as Part Payment.....	200
Effectiveness of Oral Contracts within the	624
STOCK DIVIDENDS AS INCOME—(art.)	521
SUNDAY LABOR—"Daily Necessity", Moving Picture Theater.....	559
TAXATION—Public Purpose	560
See also Income Tax, Inheritance Tax.	
TELEGRAPHS AND TELEPHONES—Duty to Furnish Change.....	56
TORTS—Inducing Breach of Agreement by Employees not to Join a Labor Union, in Order to Compel Unionization of Plaintiff's Business	250
Joy-riding, Simple and Compound	260
Negligence of Vendor	58
Right to Strike, Interference with Employment.....	57, 137
TRADE MARKS—Unfair Competition	659
TRESPASS—Acquirement of Title by Willful Trespasser and Compen- sation for the Trespasee	436
TRUSTS—Wrongdoer not Permitted to Profit by His Crime, Estate by Entireties	561
VESTED INTEREST—in Lease not within Rule against Perpetuities..	655
WAR—Jurisdiction of Military Authorities to Try Offense.....	460
WAR AND LAW—(art.)	1
WAR CABINETS—British (art.)	471
WATERS—Navigable Waters, Riparian Rights, Accretion	134
Rights in Percolating Waters	36
WILLS—Ademption	390
Contract to Operate on Death.....	276

TABLE OF CONTENTS

xi

Estate Devised—Rule in Shelley's Case.....	461
Irrevocable Wills	59
When the Descendants of a Predeceased Legatee Will Not Take Under a Statute of Substitution	429
WORKMEN'S COMPENSATION—Admiralty, Right to Compensation	562
Injuries Arising "Out of Employment".....	179, 462
Occupational Diseases, "Personal Injury"	60
Right of Aliens to Compensation.....	660

BOOK REVIEWS

ALEXANDER—The Administration of Justice in Criminal Matters.....	65
ALLEN—Business Law for Engineers	665
ATWELL—A Treatise on Federal Criminal Law Procedure.....	213
BEECHER—Federal Rule Book, Annotated.....	211
BIGELOW—Cases on the Law of Property, Personal Property.....	142
BILLSON—Equity in Its Relations to Common Law	465
BORCHARD—Guide to the Law and Legal Literature of Argentina, Brazil and Chile	667
BOWERS—Treatise on the Law of Conversion	662
BRONNER—The Psychology of Special Abilities and Disabilities.....	282
BURNETT—Cases on the Law of Private Corporations.....	566
CHAPIN—Handbook of the Law of Torts.....	143
CLARK—Constitutionality and Construction of Workmen's Compensation Laws	663
CLARK—Handbook of Criminal Procedure	468
CLARK—Handbook of the Law of Private Corporations.....	567
COLLIER—The Law and Practice in Bankruptcy Under the National Bank- ruptcy Act of 1898	391
CORWIN—French Policy and the American Alliance	207
CORWIN—The President's Control of Foreign Relations	564
COSTIGAN—Cases and Other Authorities on Legal Ethics.....	214
CURTIS—The Law of Electricity	66
CUSHING—Voting Trusts	64
Deportation of Women and Girls from Lille	141
EVANS—Leading Cases on International Law	285
EWART—Waiver Distributed Among the Departments Election, Estoppel, Contract, Release	464
GOLDMAN—The Public Defender, A Necessary Factor in the Administra- tion of Justice	279
GUTHRIE—Magna Carta and Other Addresses	63
HONNOLD—A Treatise on the American and English Workmen's Compen- sation Laws	208
HUDDY—Automobiles	146
HUSBAND—The Prosecution of Jesus, Its Date, History and Legality....	139
JOANNINI—The Argentine Civil Code	469

JONES—The Law of Telegraph and Telephone Companies, Including Electric Law	466
JUDSON—The Law of Interstate Commerce and Its Federal Regulation..	145
KALES—Cases on Future Interests and Illegal Restraints.....	278
KISER—Workmen's Compensation Acts	664
LAPP—Important Federal Laws	467
McBAIN—American City Progress and the Law.....	666
MILLSPAUGH—Party Organization and Machinery in Michigan since 1890.	565
MORIMOTO—Standard of Living in Japan	668
NICHOLS—The Law of Eminent Domain	144
RELF—The Petition of Right	566
RIGHTMIRE—Cases and Readings on the Jurisdiction and Procedure of the Federal Courts	210
ROBSON—The Principles of Legal Liability for Trespasses and Injuries by Animals	145
ROSENBAUM—The Rule-making Authority in the English Supreme Court.	62
SCHOULER—Treatise on the Law of Personal Property.....	668
Science and Learning in France	661
Science of Legal Method	653
SHERMAN—Roman Law in the Modern World	281
SHASTID—Ophthalmic Jurisprudence	212
THORPE—The Essentials of American Constitutional Law	391
THURSTON—Cases on Quasi Contracts	563
VOORHEES—The Law of Public Schools	283
WILLIAMS—Jurisdiction and Practice of Federal Courts.....	211
WRIGHTINGTON—Law of Unincorporated Associations and Similar Re- lations	568
WOOD—Limitations	284
ZOOLMAN—American Civil Law Church Law	467

CASES COMMENTED UPON

A		C	
Aguglia v. Cavicchia	455	Carpenter v. Carpenter	48
Albright v. Cortright	37	Carpenter v. Lord	644
American Express Co. et al v. State of South Dakota	42	Carville v. Lane	121
Anderson v. Crawford	650	Cedar Rapids National Bank v. Weber	122
Anderson v. Shackelford	35	Cheater v. Cater	135
Anderson v. Steinway & Sons..	206	Cholerton v. Detroit, J. & C. Ry.	385
Arndt-Ober v. Metropolitan Op- era Co.	621	City and County of Denver v. Denver Union Water Co.	439
Arver v. United States	376	Clark v. Boston & M. R. R.	55
Atlantic C. L. R. Co. v. Tomlin- son	549	Claxton v. Pool	133
Aunt Jemima Mills Co. v. Rig- ney & Co.	659	Cohen v. Samuels	187
Avery v. Thompson	654	Cohn & Roth Electric Co. v. Bricklayers', Masons' & Plast- ers' Local Union No. 1	57
		Colcord v. Banco de Tamaulipas.	546
B		Coppola v. Marden, Orth & Hast- ings Co.	536
Baker v. Austin	198	Corporation Commission v. Dunn et al	276
Bare v. Commonwealth	271	Corporation of Greenock v. Cal- edonian Ry. Co.	627
Bates v. Dwinell	200	Crane v. Campbell	386
Becker, Gray & Co. v. London Assurance Corporation	648	Crevelli v. Chicago, M. & St. P. Ry. Co.	47
Bentley v. Western Union Tele- graph Co.	195		
Betts, In re	462	D	
Blackington, Ex parte	379	Dale v. Western Union Tele- graph Co.	56
Blair v. Broadwater	272	Davies v. Rhondda District Urban Council	640
Board of Election Com'rs of the City of Indianapolis v. Knight	193	Davis v. United States	641
Bossert v. Dhuy	137	De Cicco v. Schweizer	183
Bowman v. Secular Society, Ltd.	191	Dennis v. A. J. White & o.	180
Brackett & Co. v. Lofgren	640	Denver & R. G. R. Co. v. Grand County	560
Brady v. Straub	190	Derinza, In re	660
Brandt & Co. v. Morris.....	656	Dewell v. Northern Pac. Ry. Co.	637
Braus, In re	631		
Brower v. N. Y. Cent. & H. R. R. Co.	657		
Brundage v. Knox	134		
Buchanan v. Warley	109		
Buena Ventura, The	137		

E		Higgins v. Midland Casualty Co. 453
Eagle Glass & Mfg. Co. v.		Hitchman Coal & Coke Co. v.
Thomas W. Rowe	254	John Mitchell
Edison v. Dundee Woolen Mills.	51	Humiston v. Universal Film Mfg.
E. H. Emery & Co. v. Wabash		Co.
R. Co.	548	Humphreys v. Miller
F		Hunter Tract Imp. Co. v. Cor-
Fahey et al v. Shafer	204	poration of Catholic Bishop of
Fenton et ux v. Chicago, M. &		Nisqually
St. P. R. Co.	443	
Ferrara v. Russo	276	I
First Nat'l Bank v. Klock Pro-		Illinois Central R. Co. v. Pub-
duce Co.	49	lic Utilities Commission of
First Nat'l Bank v. Wood	635	Illinois
Fleckenstein v. Great Atlantic		International Paper Co. v. Com-
& Pacific Tea Co.	458	monwealth
Ford Motor Co. v. Benj. E.		International Paper Co. v. Mass-
Boone, Inc.	128	achusetts
Ford Motor Co. v. Union Motor		
Sales Co.	128	J
Four Corners Bldg. & Loan		Jacobs v. Childs Co.
Asso. of Newark v. Schwarz-		Jacobs v. Davis
waelder	45	Jefferson Transfer Co. v. Hull..
Fowles's Will	434	Jones v. Perkins
Fritz Schulz, Jr. Co. v. Raimés		Jones v. City of Portland
& Co.	46	J. W. Ould Co. v. Davis
G		
Gallant v. Miles	652	K
Galoway v. State	623	Kaiser Wilhelm II, The
Golden Hill Distilling Co. v.		Katt v. Swartz
Logue	623	Kelley v. Bausman
Goldman and Berkman v. Un-		Kennerley v. Simonds
ited States	377	Ketterer v. Armour & Co.
Gould v. Gould	201	Kiley v. Hall
Greer v. United States	553	King, Ex parte
Gulfport, The	120	Kirby v. Morris
H		Kirkpatrick Co. v. Hamlet
Haggin v. International Trust		Clapp's Estate, In re
Co.	444	Knowlton v. Baumhover
Hamra Bros. v. Herrell	557	Kramer v. United States
Harmon v. Barber	547	Krohn-Fechheimer Co. v. Palmer
Henry v. Cleveland	273	
Hickey, Re	434	L
		Lee, In re
		Lennartz v. Montgomery

TABLE OF CONTENTS

xv

Lewellyn v. Gulf Oil Corpora- tion	202
Looney v. Crane Co.	264
Louisville & N. R. Co. v. Rieley	122

M

McCullough Realty Co. v. Laem- mle Film Service	534
Mackenzie v. Steeves	48
McLain v. Healy	197
Maclenan v. Segar	203
Macmillan v. London Joint Stock Bank, Ltd.	121
McNamara v. Leipzig	553
McNeal v. State	267
Maggelet, In re	60
Mangum et al v. Keith	558
Mann, Crossman & Paulin, Ltd. v. Land Registrar	655
Martin v. Commercial National Bank	259
Masses Publishing Co. v. Pat- ten	131, 387
Matthews' Estate, In re	429
Meier & Frank Co. v. Bruce	268
Miller v. Little	205
Moore's Rents	390
Moragne v. State	550
Morris v. Baron & Co.	624

N

Napier v. Delaware, L. & W. R. Co.	446
Nichols v. Waters	631
Norris v. Western Union Tele- graph Co.	123
Nutflis, Ex parte	378

P

Pace v. Beckett	389
Parkinson v. Langdon	652
Peerson v. Ashcraft Cotton Mills	653
Pennington v. Fourth National Bank	186
Pennsylvania R. Co. v. Towers..	124
People v. Griesheimer	130

People v. Lensen	133
People v. Munday	194
People v. Peoples' Trust Com- pany	448
People v. Richardson	552
People v. Van Every	452
People v. Vogelgesang	53
People ex rel Sartison v. Schmidt	389
People for use of Hoyt v. Mc- Grath	114
Pfister Land Company v. Mil- waukee	275
Pirscher v. Casualty Co. of Amer- ica	454
Polk County v. Parker	436
Pritchard v. Peto	205

R

Race v. Krum	555
Rex v. Halliday	196
Riverbank Improvement Co. v. Chadwick	191
Robert H. Ingersoll & Bro. v. Hahne & Co.	129
Rogers v. Lippy et ux	442
Rohrer v. Trafford Real Estate Co.	658
Rosen et al v. United States	387
Rosenbaum v. State	560
Rothchild Bros. v. Kennedy	459
Routt v. Brotherhood of Rail- road Trainmen	270
Ruthenberg, Wagenknecht and Baker v. United States	377
Rylands v. Fletcher	627

S

Saier et al v. Joy	136
Salisbury v. Crudale	555
Sanders v. Rice	642
Sargent et al v. Corey et al	56
Sbarbaro v. Sbarbaro	266
Schenk v. City of Ann Arbor ...	36
Sears v. City of Maquoketa...	643

